

**Dentists.**

RELATES TO:

STATUTORY AUTHORITY:

NECESSITY, FUNCTION, AND CONFORMITY: KRS XXX.XXX requires the board to promulgate administrative regulations relating to requirements and procedures for licensure, renewal and licensure by credentials for dentists. This administrative regulation establishes those requirements and procedures.

Section 1. General Licensure Requirements. An applicant desiring licensure in the Commonwealth shall at a minimum:

- (1) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, otherwise known as Level 4, verified by testing as necessary;
- (2) Submit a completed and signed "Application for Dental Licensure";
- (3) Pay the fee required by administrative regulation;
- (4) Not be currently subject to disciplinary action pursuant to KRS Chapter XXX which would prevent licensure;
- (5) Complete the requirements of KRS 214.615 (i);
- (6) Complete and pass the jurisprudence exam;
- (7) Have and maintain certification in cardiopulmonary resuscitation (CPR);
- (8) Submit to a criminal background check through the Administrative Office of the Courts in Kentucky, from the state(s) of residence for the last 5 years, or by fingerprint;
- (9) Provide verification of any license to practice dentistry held in any state or jurisdiction;
- (10) Be a graduate of a Commission on Dental Accreditation (CODA) accredited dental school or college or dental department of a university;
- (11) Have successfully completed Part I and Part II of the National Board Dental Examination (written theoretical) conducted by the Joint Commission on National Dental Examinations. Part I of the National Board Dental Examination shall be required prior to graduation from an accredited dental program. An applicant shall be required to complete Part II of the National Board Dental Examination within twenty-four (24) months of his date of graduation from an accredited dental program; and
- (12) Provide an explanation for any positive returns on a query of the National Practitioners Database Reporting.

Section 2. Licensure by Examination Requirements.

- (1) An individual desiring initial licensure as a dentist by examination within (2) two years after fulfilling all of the requirements of his dental education shall:
  - (a) Complete all of the requirements listed in section (1) of this administrative regulation; and
  - (b) Have successfully completed the national or regional clinical examination adopted for use by the Kentucky Board of Dentistry which requires a candidate to obtain a score of seventy-five (75) percent or higher on each individual section within three (3) tries.

- (2) An applicant who has taken the clinical examination three (3) times and failed to achieve a passing score shall not be allowed to sit for the examination again until he has completed and passed a remediation plan approved by the board.
- (3) An applicant who has failed to pass Part II of the National Board examinations within twenty-four (24) months of his date of graduation from an accredited dental program shall not be allowed to retake the examination until he has completed and passed a remediation plan approved by the board.
- (4) An applicant who has not been licensed in another jurisdiction within two years of his date of graduation shall complete and pass a refresher course approved by the board.

Section 3. Licensure by Credentials Requirements. An individual desiring initial licensure as a dentist by credentials shall:

- (1) Complete all of the requirements listed in section (1) of this administrative regulation;
- (2) Provide proof of having passed a state, regional, or national clinical exam adopted for use by the Kentucky Board of Dentistry with a score of seventy-five (75) percent or higher on each individual section; and
- (3) Provide proof that, for the five (5) consecutive years immediately preceding the filing of his application, he has been engaged in the active practice of dentistry, provided that he was legally authorized to practice dentistry in a state or territory of the United States or the District of Columbia and further provided that his qualifications for such authorization were equal to or higher than those of this state. Actively engaging in the teaching of dentistry shall be considered actively engaged in the practice of dentistry.

Section 4. Student Limited Licenses.

- (1) An individual desiring a student limited license shall:
  - (a) Complete all of the requirements listed in section (1) of this administrative regulation with the exception of (10) and (11);
  - (b) Provide a letter from the Dean or Program Director of the Dental School stating his acceptance into a post-doctoral or residency program and the expected date of completion;
  - (c) Submit a signed "Statement Regarding Student Licensure Limitations"; and
  - (d) Submit an official final transcript of his dental coursework with degree posted.
- (2) An individual licensed under this section shall only practice dentistry in conjunction with programs of the dental school where the individual is a student and may only provide professional services to patients of these programs.
- (3) Licenses issued under this section shall be renewed with all other dental licenses issued by the board and shall automatically expire upon the termination of the holder's status as a student.
- (4) Programs enrolling individuals holding a student limited license shall notify the board in writing of the date the student graduates from or exits the program.
- (5) Nothing in this section shall prohibit:
  - (a) Students from performing dental operations under the supervision of competent instructors within the dental school, college, or department of a university or private practice facility approved by the board. The board may authorize the students of any dental college, school, or department of a university to practice dentistry in any state or municipal institution or public school, or under the board of health, or in a

public clinic or a charitable institution. No fee shall be accepted by the student beyond the expenses provided by the stipend;

- (b) Students shall be at all times under the direct supervision of a dentist licensed in this state, who is an instructor of the institution at which they are studying; and
- (c) Volunteer health practitioners providing services under KRS 39A.350 to 39A.366.

#### Section 5. Faculty Limited Licenses.

- (1) An individual desiring a faculty limited license shall:
  - (a) Complete all of the requirements listed in section (1) of this administrative regulation with the exception of (10) and (11);
  - (b) Provide a letter from the Dean or Program Director of the Dental School showing a faculty appointment with one (1) of the Commonwealth's dental schools;
  - (c) Submit a signed "Statement Regarding Faculty Licensure Limitations"; and
  - (d) Submit an official final transcript of his dental coursework with degree posted.
- (2) An individual licensed under this section shall only practice dentistry in conjunction with programs of the dental school where the individual is a faculty member and may only provide professional services to patients of these programs.
- (3) Licenses issued under this section shall be renewed with all other dental licenses issued by the board and shall automatically expire upon the termination of the holder's status as a faculty member.
- (4) Programs employing individuals holding a faculty limited license shall notify the board in writing of the date the licensee exits the program.

#### Section 6. Charity Limited Licenses.

- (1) An individual desiring a charity limited license shall:
  - (a) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, otherwise known as Level 4, verified by testing as necessary;
  - (b) Submit a completed and signed "Application for Dental Licensure";
  - (c) Not be subject to disciplinary action pursuant to KRS XXX.XXX which would prevent licensure;
  - (d) Have a license to practice dentistry in good standing in another state; and
  - (e) Provide an explanation for any positive returns on a query of the National Practitioners Database Reporting.
- (2) Individuals licensed under this section shall:
  - (a) Work only with charitable entities registered with the Cabinet for Health and Family Services who have met the regulatory requirements of the board;
  - (b) Only perform procedures typically performed which must be completed within the duration of the charity event;
  - (c) Be eligible for the provisions of medical malpractice insurance procured under KRS 304.40-075;
  - (d) Perform these duties without expectation of compensation or charge to the individual, and without payment or reimbursement by any governmental agency or insurer;

- (e) Have a charity limited license which will be good for two (2) years and expire during the regular dental renewal cycle; and
- (f) Not perform work in the Commonwealth for more than seven (7) consecutive days.

Section 7. Specialty Limited Licenses. An individual desiring initial licensure as a specialist as defined by (definitions statute) shall:

- (1) Submit a completed and signed “Application for Specialty Licensure”;
- (2) Pay the fee required by administrative regulation;
- (3) Hold an active Kentucky license to practice general dentistry prior to being certified as a specialist in this state;
- (4) Submit satisfactory evidence of completing a period of not less than two (2) years of study in graduate or postgraduate courses after graduation from a dental school; and
- (5) *Submit proof of being nationally board-qualified, board-eligible, or board-certified in the applicable specialty (check with Board members and other specialists to determine what combination they find acceptable.)*

Section 8. Minimum CE Requirements.

Section 9. Renewal Requirements. An individual desiring renewal of an active dental license shall:

- (1) Submit a completed and signed “Application for Renewal of Dental Licensure”;
- (2) Pay the fee required by administrative regulation;
- (3) Maintain without lapse CPR certification;
- (4) Meet the continuing education requirements as outlined in Section 8 of this administrative regulation; and
- (5) Complete and pass the jurisprudence examination.

Section 10. Retirement of a License.

- (1) An individual desiring retirement of a dental license shall submit a completed and signed “Retirement of License Form”, which must be postmarked by December 31 of the year his license expires.
- (2) Upon receipt of this form, the board will send written confirmation of retirement to the last known address of the licensee.
- (3) No individual may retire a license that has pending disciplinary action against it.

Section 11. Reinstatement of a License.

- (1) An individual desiring reinstatement of a retired dental license shall:
  - (a) Submit a signed and completed “Application to Reinstate a Dental License”;
  - (b) Pay the fee required by administrative regulation;
  - (c) Show proof of being certified in CPR;
  - (d) Provide current verification of any license to practice dentistry held in any state or jurisdiction;
  - (e) Submit to a criminal background check through the Administrative Office of the Courts in Kentucky, from the state(s) of residence for the last 5 years, or by fingerprint; and

- (f) Provide an explanation for any positive returns on a query of the National Practitioners Database Reporting.
- (2) If an individual is reinstating a license that was retired within the two (2) consecutive years immediately preceding the filing of his application, he shall provide proof of having met the continuing education requirements as outlined in Section 8 of this administrative regulation within those two (2) years.
- (3) If the applicant has not actively practiced dentistry in the two (2) consecutive years immediately preceding the filing of his application, he shall complete and pass a refresher course approved by the board.
- (4) If a license is reinstated in the first year of a renewal biennium, the licensee shall complete all of the continuing education requirements as outlined in Section 8 of this administrative regulation prior to the renewal of his license.
- (5) If a license is reinstated in the second year of a renewal biennium, the licensee shall complete one half of the hours as outlined in section 8 of this administrative regulation prior to the renewal of his license.

Section 12. Verification of Licensure. An individual desiring verification of a dental license shall:

- (1) Submit a signed and completed “Verification of Licensure Form”; and
- (2) Pay the fee required by administrative regulation.

Section 13. Duplicate Licenses. An individual desiring a duplicate dental license shall:

- (1) Submit a signed and completed “Duplicate License Request Form”; and
- (2) Pay the fee required by administrative regulation.

Section 14. Reciprocity. Any state which grants direct reciprocity of a Kentucky licensed dentist shall enjoy the same privilege for its licensed dentists.

Section 15. Licensure of Foreign Trained Dentists.

Section 16. Anesthesia Permits.